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10 Attorneys for Plaintiffs
11 Berti Produce – San Francisco, Inc.; Edwin Chin
12 dba New City Fruit & Produce; Jacobs, Malcolm & Burtt;
13 North Bay Produce, Inc.; Washington Vegetable Company;
14 What A Tomato Produce Company, Inc.; and Coosemans
15 San Francisco, Inc.

16 IN THE UNITED STATES DISTRICT COURT

17 FOR THE NORTHERN DISTRICT OF CALIFORNIA

18 BERTI PRODUCE – SAN FRANCISCO,
19 INC.; EDWIN CHIN dba NEW CITY FRUIT
20 & PRODUCE; JACOBS, MALCOLM &
21 BURTT; NORTH BAY PRODUCE, INC.;
22 WASHINGTON VEGETABLE COMPANY;
23 WHAT A TOMATO PRODUCE COMPANY,
24 INC.; and COOSEMANS SAN FRANCISCO,
INC.,

16 Plaintiffs,

17 v.

18 ROBERT SBRAGIA; JOHN SBRAGIA;
19 STEVEN SBRAGIA; and PATRICIA CINI
aka PATTI CINI,

20 Defendants.

21 CASE NO. C11-03546 MEJ

22 STIPULATION & REQUEST TO
23 EXTEND DEADLINE FOR ADR
24 SESSION, DISCOVERY, &
DISPOSITIVE MOTIONS

21 Plaintiffs and Defendants respectfully request that the Court extend the deadline to hold
22 an ADR session from May 24, 2012 to July 15, 2012. The parties scheduled a mediation session
23 for May 15, 2012, but due to unforeseen business problems, one of the Plaintiffs was unable to
24 attend the mediation, and therefore, it was cancelled. The parties are unable to reschedule the

1 mediation before the deadline, as one of Defendants and their counsel are not available on the
2 dates that the mediator has free. The parties will reschedule the mediation as soon as possible,
3 and they have set a telephone conference with the mediator on May 29 to do so.

4 Counsel for both parties believe that mediation may be fruitful, and they would
5 appreciate this extension to insure that the mediation session can take place.

6 Trial is not scheduled until March 4, 2013; however, three deadlines will be affected by
7 the extension of the mediation deadline. As a result, the parties also respectfully request that (1)
8 the close of discovery be extended from August 28, 2012 to September 28, 2012, (2) the
9 dispositive filing, service, and noticing deadline for dispositive motions be extended from
10 September 27, 2012 to October 27, 2012, and (3) the hearing date for dispositive motions be
11 changed from November 1, 2012 to December 6, 2012 at 10:00 a.m.

12 The appointed mediator, Ellyn Lazarus, has been very helpful in moving this matter
13 forward, and she agrees that this proposed extension would be beneficial to the parties.

14 Date: May 22, 2012 RYNN & JANOWSKY, LLP

15 By: /s/ Marion I. Quesenberry
16 Marion I. Quesenberry
17 Attorneys for Plaintiffs

18 Date: May 22, 2012 COHEN AND JACOBSON, LLP

19 By: Lawrence A. Jacobson
20 Attorney for Defendants

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RYNN & JANOWSKY, LLP

15 By: /s/ Marion I. Quesenberry
16 Marion I. Quesenberry
Attorneys for Plaintiffs

17 Date: May 22, 2012

COHEN AND JACOBSON, LLP

18 By:
19 Lawrence A. Jacobson
20 Attorney for Defendants

1 **IT IS SO ORDERED.** The following deadlines and dates contained in the Case
2 Management Order dated February 24, 2012 are changed: (1) for the parties to complete ADR to
3 July 15, 2012, (2) for the close of discovery to September 28, 2012, (3) for filing, service, and
4 noticing dispositive motions to October 27, 2012, and (4) for the hearing date for dispositive
5 motions be changed from November 1, 2012 to December 6, 2012 at 10:00 a.m.

6 | Date: May 29, 2012

Chief Magistrate Judge Maria-Elena James

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